

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Takashi YUMIBA et al.

Serial No. NEW

: Attn: APPLICATION BRANCH

Filed July 10, 2003

: Attorney Docket No. 2003_0949

OPTICAL DISK, AND METHOD AND
APPARATUS FOR REPRODUCING
INFORMATION RECORDED IN OPTICAL DISK
**(Rule 1.53(b) Divisional
of Serial No. 09/677,595,
Filed October 3, 2000)**

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicants request consideration of [X] the references listed on attached form PTO-1449 and/or [] the additional information identified below in paragraph 3. A legible copy of each reference listed on the form PTO-1449 and each U.S. patent application listed below is enclosed, except a copy is not provided for each reference previously cited by or submitted to the Patent Office in prior parent application Serial No. 09/677,595.

1a. [X] This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application, or

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

and thus no certification and/or fee is required.

- 1b. This Information Disclosure Statement is submitted
after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:
(1) the certification of paragraph 2 below is provided, **or**
(2) the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.
- 1c. This Information Disclosure Statement is submitted:
after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:
the certification of paragraph 2 below is provided, and
the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.
2. It is hereby certified
- a. that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
 - b. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.
3. Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

4. For each non-English language reference listed on the attached form PTO-1449, reference is made to:
 - a. a full or partial English language translation submitted herewith,
 - b. a foreign patent office search report (in the English language) submitted herewith,
 - c. the concise explanation contained in the specification of the present application at page ,
 - d. the concise explanation set forth in an English language abstract,
 - e. the concise explanation set forth below or on a separate sheet attached to the reference:
5. A foreign patent office search report citing one or more of the references is enclosed.
6. Applicant also offers the following comments for the Examiner's consideration:

USPN: 5,761,301 corresponds to International Publication No. WO 96/16401

Respectfully submitted,

Takashi YUMIBA et al.

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July 10, 2003

Sheet 1 of 1

| FORM PTO 1449 (modified) | | | ATTY DOCKET NO. 2003_0949 | SERIAL NO. NEW | | | |
|---|----|-----------------|------------------------------------|-------------------|---------------|----------|----------------------------|
| U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | | APPLICANT Takashi YUMIBA et al. | | | | |
| LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary) | | | FILING DATE July 10, 2003 | | GROUP 2697 | | |
| Date Submitted to PTO: July 10, 2003 | | | | | | | |
| U.S. PATENT DOCUMENTS | | | | | | | |
| *EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | AA | 5,761,301 | 6/1998 | Oshima et al. | | | |
| | AB | 6,052,465 | 4/2000 | Gotoh et al. | | | |
| | AC | 5,881,038 | 3/1999 | Oshima et al. | | | |
| | AD | 5,807,640 | 9/1998 | Ueno et al. | | | |
| | AE | 5,815,484 | 9/1998 | Smith et al. | | | |
| | AF | 5,818,812 | 10/1998 | Moribe et al. | | | |
| | AG | 6,070,799 | 6/2000 | Ashe | | | |
| | AH | | | | | | |
| | AI | | | | | | |
| FOREIGN PATENT DOCUMENTS | | | | | | | |
| | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION YES NO |
| | AJ | 7-85574 | 3/1995 | JP | | | Abstract |
| | AK | 96/16401 | 5/1996 | WO | | | |
| | AL | | | | | | |
| | AM | | | | | | |
| | AN | | | | | | |
| OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | |
| | AO | | | | | | |
| | AP | | | | | | |
| | AQ | | | | | | |
| EXAMINER | | | | DATE CONSIDERED | | | |

**EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.*